

THE O'MARA LAW FIRM, P.C.
DAVID C. O'MARA (Nevada Bar No. 8599)
311 East Liberty Street
Reno, NV 89501
Telephone: 775/323-1321
775/323-4082 (fax)

Attorneys for Make Liberty Win

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MAKE LIBERTY WIN,

Plaintiffs,

v.

BARBARA CEGAVSKE in her official
capacity as Nevada Secretary of State,

Defendant.

Case No. 3:20-cv-00592-RCJ-WGC

**ORDER MODIFYING THE BRIEFING SCHEDULE ON THE MOTIONS FOR
SUMMARY JUDGMENT**

FIRST REQUEST

Plaintiff MAKE LIBERTY WIN ("Plaintiff" or "Liberty") and Defendant BARBARA CEGAVSKE, in her official capacity as Nevada Secretary of State ("Defendant" or "Secretary Cegavske"), by and through their respective counsel of record, hereby agree and stipulate to the following modification of the Discovery Plan and Scheduling Order as follows:

WHEREAS, Plaintiffs filed the initial complaint in this matter on October 19, 2020 (ECF. No. 1). Secretary Cegavske filed her Answer to the Complaint on November 9, 2020 (ECF. No. 22).

WHEREAS, on November 30, 2020 the parties filed their Joint Discovery Plan and Scheduling Order. (ECF No. 23). On December 1, 2020, this Court confirmed and entered its order on the Joint Discovery Plan and Scheduling Order. (ECF No. 24).

1 WHEREAS, pursuant to the Joint Discovery Plan and Scheduling Order, Plaintiff and
2 Defendant served their initial disclosures on Friday, December 4, 2020.

3 WHEREAS, in preparing the initial disclosures, Defendant's counsel inquired about the
4 Secretary of State's prior enforcement of the statutes in question and is working to obtain and produce
5 prior complaints, reports, correspondence, and other materials related to the enforcement of NRS
6 294A.330 and .340.

7 WHEREAS, Monday, December 7, 2020, the parties met and discussed changes to the joint
8 discovery plan and scheduling order as it relates to the initial disclosures and the filing of Motions
9 for Summary Judgment and have agreed to the following modifications:

10 First, the Parties agree that documentary evidence of prior enforcement actions by the
11 Secretary of State may assist the Parties with briefing, and they further agree that Defendant shall
12 have until December 18, 2020 to produce prior complaints, reports, correspondence, and other
13 materials related to the enforcement of NRS 294A.330 and .340.

14 Second, the Parties have agreed to modify the briefing schedule to file Motions for Summary
15 Judgment. As agreed, each party shall have until Monday, January 18, 2021 to file a Motion for
16 Summary Judgment. Each Party shall then have up to and including Monday, February 22, 2021, to
17 file any opposition. The Parties will then file, if necessary, any reply in support of the motion for
18 summary judgment by March 8, 2021.

19 This is the first extension of time related to the parties' initial disclosures and motions for
20 summary judgment.

21 ////

FOR DEFENDANTS:

Dated: December 10, 2020.

/s/ Gregory Zunino, Esq.
Gregory Zunino, Esq.

Nevada Attorney General's Office
Gregory Zunino, Esq.
100 N. Carson Street
Carson City, NV 90701
gzunino@ag.nv.gov
cnewby@ag.nv.gov
Counsel for Barbara Cegavske

FOR PLAINTIFFS:

Dated: December 10, 2020.

/s/ David C. O'Mara, Esq.
David C. O'Mara, Esq.

THE O'MARA LAW FIRM, P.C.
311 E. Liberty Street
Reno, Nevada 89501
david@omaralaw.net

Dan Backer (Admitted Pro Hac Vice)
POLITICAL.LAW PLLC
441 N. Lee St., Suite 300
Alexandria, VA 22314
(202) 210-5431
dan@political.law

IT IS SO ORDERED:


UNITED STATES DISTRICT JUDGE

DATED: December 10, 2020.